

# DECLARATION AND POWER OF ATTORNEY

USA/PCT

As a below named inventor, I hereby declare that:

- (a) My residence and Citizenship are as stated below my name. My P.O. (mailing) address is the same as my residence unless otherwise stated.  
 (b) I verily believe I am/we are the original, first and sole/joint inventor(s) of the subject matter that is embraced by and for which a patent is sought on the invention entitled: **LINEAR ETHYLENE/VINYL ALCOHOL AND ETHYLENE/VINYL ACETATE POLYMERS**

and the specification of which: ☐ is attached hereto ( ).  
☒ was filed on **November 3, 2003** as **(61311A)**.  
 Application No. **PCT/US2003/07456**  
 and was amended on

- (c) I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.  
 (d) I acknowledge my duty under 37 CFR 1.56 to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 CFR 1.56(b). If this application is a continuation-in-part application, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 CFR 1.56(b) that became available between the filing date of the prior application from which priority is claimed in part (f) below, and the national or PCT international filing date of this application.  
 (e) I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate listed below or §365(a) of any PCT international application that designated at least one country other than the United States of America listed below, and also identify below any other foreign equivalent application for patent or inventor's certificate or any other equivalent PCT international application having a filing date before that of the application on which priority is claimed:

☐ Additional claims for benefit are attached.

- (f) I hereby Claim the benefit under 35 U.S.C. §119 of any United States provisional application(s) listed below, or under 35 U.S.C. §120 of any United States application(s), or under § 365(c) of any PCT international application designating the United States of America listed below:
- | US or PCT Appln. Serial No. | Filing Date    | Status at Application Filing Date |
|-----------------------------|----------------|-----------------------------------|
| USSN 60/363,434             | March 12, 2002 | Abandoned                         |

☐ Additional claims for benefit are attached.

I hereby appoint the attorney(s) and/or agent(s) at the following Customer No. to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Address all correspondence to appointed counsel at:

00109

This appointment, including the right to delegate this appointment, shall also apply to the same extent it is applicable under the laws of the United States of America to any proceedings established by the Patent Cooperation Treaty.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor(s):

At: **Freeport, Texas 77541, USA**  
 this 31 day of August 2004  
 Signature: [Signature]  
 Full Name: John D. Weaver  
 Residence: 122 Anchusa  
Lake Jackson, Texas 77566 TX  
 Country: United States of America  
 Citizenship: United States of America  
 P. O. Address: United States of America

At: **Freeport, Texas 77541, USA**  
 this 30 day of August 2004  
 Signature: [Signature]  
 Full Name: Stephen E. Hill  
 Residence: 1901 N. Rock Island  
Angleton, Texas 77515 TX  
 Country: United States of America  
 Citizenship: United States of America  
 P. O. Address: Same as Residence

(☐) Additional names and signatures are attached.

At: **Freeport, Texas 77541, USA**  
 this 30 day of August 2004  
 Signature: [Signature]  
 Full Name: William J. Harris  
 Residence: 216 Plum Circle  
Lake Jackson, Texas 77566 TX  
 Country: United States of America  
 Citizenship: United States of America  
 P. O. Address: Same as Residence

At: **Freeport, Texas 77541, USA**  
 this 10 day of September 2004  
 Signature: [Signature]  
 Full Name: Yunwa W. Cheung  
 Residence: 104 Rosemary Lane  
Lake Jackson, Texas 77566  
 Country: United States of America  
 Citizenship: United States of America  
 P. O. Address: Same as Residence

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